



5/5/05

MESSAGES FROM THE HOUSE

SB 199 (Gilbert)

SB 199 would allow restaurants licensed to sell wine on the premises could allow an individual to remove from the premises a partially consumed bottle of wine that he or she had purchased with a meal. The House adopted a substitute to clarify that it would be the restaurant worker, and not the dinner patron, that re-corks the opened wine bottle for removal from the licensed premises.

Support: Michigan Restaurant Association, Michigan Licensed Beverage Association, Wine Institute.

- The Senate concurred with the House changes to SB 199 [RC 103: 37 yes, 0 no]. Immediate Effect was given to the bill.

FINAL PASSAGE

SB 2 (Jelinek)

SB 2 would provide for the disposal of dead animals by "active composting methods" rather than by processing at a "composting structure".

- Committee 1 (S-3) was adopted.
- SB 2 was moved to 3rd Reading. (5/4)
- SB 2 passed [RC 106: 38 yes, 0 no]. (5/5)

SB 327 (Cassis)

SB 327 would provide that, beginning July 1, 2007, an elementary teacher with a provisional certificate must complete a three credit course in the diagnosis and remediation of reading disabilities. Current law already requires completion of eighteen additional hours during the provisional period, the bill would designate three of those hours to reading.

Support: Michigan Federation of Teachers.

- Committee 1 (S-2) was adopted.
- Cassis 1A (1 amend) was adopted.
- SB 327 was moved to 3rd Reading.

- SB 327 passed [RC 109: 38 yes, 0 no].

SB 328 (Hardiman)

SB 329 (Cassis)

SB 330 (Kuipers)

SBs 328-30 would provide funding for a proposed "Early Intervening Program". The Program would have to do either or both of the following: 1) Monitor individual pupil learning for pupils in kindergarten through third grade and provide specific support or learning strategies to those pupils as early as possible to reduce the need for special education placement. The Program also would have to include literacy and numeracy supports, sensory motor skill development, behavior supports, instructional consultation for teachers, and the development of a parent/school learning plan. 2) Provide early intervening strategies for pupils in kindergarten through third grade, using school-wide systems of academic and behavioral supports. SB 328 and SB 330 would have no fiscal impact on the state.

SB 328 would permit local school districts or intermediate school districts that receive payments from the Durant v State of Michigan settlement to use those funds for the Early Intervening Program.

- Committee 1 (S-1) was adopted.
- SB 328 was moved to 3rd Reading.
- SB 328 passed [RC 107: 38 yes, 0 no].

SB 329 would allocate \$1 million from the money appropriated from the State School Aid Fund for 2005-2006 to the Michigan Department of Education for grants for Early Intervening Programs.

- Committee 1 (S-2) was adopted.
- SB 329 was moved to 3rd Reading.
- EMERSON 1 (1 amend) was adopted [RC 112: 38 yes, 0 no]. Tie-bar to SB 246 (EMERSON) which would: "ESTABLISH MINIMUM FUNDING FOR THE PUBLIC SCHOOLS, THE INTERMEDIATE SCHOOL DISTRICTS, THE COMMUNITY COLLEGES, AND THE PUBLIC UNIVERSITIES OF THIS STATE".
- Sikkema 1A (1 amend) was adopted [RC 110: 21 yes, 17 no (Sikkema voted against his own amendment and the GOP jobs bills)] and then withdrawn. This would tie-bar the bill to all of the GOP job bills. This amendment would also remove the EMERSON tie-bar to guarantee a minimum level of (K-16) education funding. Sikkema said he didn't mean to have his amendment remove the protection of education funding, so he had the roll call reconsidered[no RC]. He then had his amendment withdrawn.
- Sikkema 1B was adopted [RC 111: 37 yes, 1 no]. This would tie-bar SB 329 to several of the GOP job bills. It would keep EMERSON's minimum funding for education.
- SB 329 passed [RC 113: 28 yes, 10 no].

SB 330 would allow eligible school districts and public school academies currently receiving at-risk funding to use those funds to implement and operate Early Intervening Programs.

- Committee 1 (S-2) was adopted.
- SB 330 was moved to 3rd Reading.
- SB 330 passed [RC 108: 38 yes, 0 no].

SB 354 (Toy)

SB 355 (Hardiman)

Support: Detroit Regional Chamber, Michigan Manufacturers Association -- The bill will promote voluntary and progressive environmental measures by corporations.

Oppose: DEQ, Michigan Environmental Council -- This bill does not belong in statute and the monetary considerations offered to Clean Corporate Citizens may be excessive.

SB 354 would create the Clean Corporate Citizen Program in statute (it already exists in administrative rules) which would prescribe certain benefits to companies and municipalities that are certified as environmentally clean establishments. The Clean Corporate Citizen must adopt a written policy of pollution prevention, and a specific pollution prevention program. The Clean Corporate Citizen must also supply the Department with certification from the Corporation that is in compliance with all requirements of this act.

- *Committee 1 (S-2) was adopted.*
- *SB 354 was moved to 3rd Reading. (5/4)*
- *JACOBS 1 (2 amends) was defeated [no RC]. Any business which was fined would be removed from the Clean Corporate Program. Without this amendment, only businesses which were fined more than \$10,000 would be removed from the Program. (5/5)*
- *SB 354 passed [RC 104: 23 yes, 15 no (DEMS)].*

SB 355 amends the Safe Drinking Water Act to make it subject to the Clean Corporate Citizen Program created in Senate bill 354.

- *SB 355 was moved to 3rd Reading. No amendments. (5/4)*
- *SB 355 passed [RC 105: 23 yes, 15 no (Dems)]. (5/5)*

THIRD READING

SB 130 (Sanborn)

SB 130 would prohibit a person who was convicted of a an alcohol- or controlled substance-related driving violation or an offense for which sex offender registration is required from serving as a coach on an independent youth athletic team based in Michigan, unless the person disclosed to the team's sanctioning organization that he or she had been convicted of a listed offense.

- *SB 130 was moved to 3rd Reading. No amendments.*

SB 131 (Sanborn)

SB 131 would prescribe criminal penalties for publicly displaying sexually explicit material, which would include recklessly displaying the material in a vehicle so that it could be seen by members of the general public outside the vehicle. A first or second violation would be a civil infraction. The maximum fine would be \$1,500 for a first violation and \$5,000 for a second. A third or subsequent violation would be a misdemeanor punishable by up to 93 days' imprisonment and/or a maximum fine of \$10,000.

- *Committee 1 (S-2) was adopted.*
- *Sanborn 1A (1 amend) was adopted. "Sec. 5. Section 3 does not apply to a radio station or television station licensed and regulated by the federal communication commission."*
- *SB 131 was moved to 3rd Reading.*

SB 356 (Patterson)

SB 356 would place a definition for private sewer and stormwater systems in that Natural Resources and Environmental Protection Act, and make them subject to the act

Support: DEQ, Michigan Realtors Association, Michigan Association of Counties -- This would promote utilizing private sewer systems rather than relying on septic systems which have a greater potential for environmental harm.

Oppose: Sierra Club -- The creation of these systems could encourage sprawl.

- Committee 1 (S-3) was adopted.
- SB 356 was moved to 3rd Reading.

SB 419 (Allen)

SB 419 would give the Public Service Commission regulatory authority over private wastewater and sewer systems. This bill will give users of private sewer systems the confidence that their system is safe and their rates will be stable.

- Allen 1 (S-1) was adopted.
- SB 419 was moved to 3rd Reading.

HB 4242 (Hummel)

HB 4242 would allow a probate court, at the request of an adopting parent when filing a delayed registration of birth, to enter a new name for the child on the delayed registration. After the filing of a delayed registration of birth that included a name change, the new name would be the adopted child's legal name.

- HB 4242 was moved to 3rd Reading. No amendments.